

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
AUGUSTA DIVISION

CHARLES MACKEY, ARNOLD )  
FLOYD, and DAVID DOWLING, )  
Plaintiffs, ) CV 108-129  
v. )  
VICTOR WALKER, Warden, and )  
FNU MCFADDEN )  
Defendants. )

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**O R D E R**

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After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation, to which no objections have been filed. Accordingly, the Report and Recommendation of the Magistrate Judge is **ADOPTED** as the opinion of the Court. Therefore, this civil action is **DISMISSED** without prejudice, and this civil action is **CLOSED**.

SO ORDERED this 21<sup>st</sup> day of October, 2008, at Augusta, Georgia.

  
J. RANDAL HALL  
UNITED STATES DISTRICT JUDGE